

IRISH LAND COMMISSION.

RETURN

OF

PROCEEDINGS

UNDER

"THE LAND LAW ACTS;" "THE LABOURERS (IRELAND)
ACTS, 1883-1891;" AND "THE LAND PURCHASE ACTS,"

DURING THE MONTH OF

DECEMBER, 1898.

Presented to Parliament by Command of Her Majesty.



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IRISH LAND COMMISSION.

MONTH OF DECEMBER, 1898.

Summary of Proceedings under "The Land Law Acts," up to the 31st day of December, 1898; also of Proceedings up to same date, under "The Labourers (Ireland) Acts, 1883-1891," and under "The Land Purchase Acts."

COURT OF THE IRISH LAND COMMISSION.

I.—FAIR RENT.

(a.) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 30th November, 1898.	193,663		Rents fixed—		
Applications received in month of December, 1898,	170		By Chief Commission to 30th November, 1898,	4,452	
		193,833	" in month of December, 1898,	9	4,461
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 30th Nov., 1898,	10,328				
Do. in month of Dec., 1898,	24				
		10,352	By Sub-Commissions to 30th November, 1898,	165,388	
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court to 30th Nov., 1898,	29,931		" in month of December, 1898,	313	165,706
Applications received in month of December, 1898,	7				
		29,938			
Number of Cases under the "Redemption of Rent (Ireland) Act, 1891," which were treated as Applications to fix Fair Rents,* to 30th Nov., 1898,	1,173		Dismissed—		
" received in Dec., 1898,	15		To 30th November, 1898,	8,883	
		1,188	In month of December, 1898,	12	8,895
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 30th November, 1898,	1,446				
Do. in month of Dec., 1898,	3		Struck out—		
		1,449	To 30th November, 1898,	36,316	
Applications by Joint Tenants or Tenants in Common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," to 30th November, 1898,	394		In month of December, 1898,	63	36,379
Do. in month of Dec., 1898,	4				
		398	Withdrawn†—		
Applications by Joint Tenants or Tenants in Common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," transferred from Civil Bill Courts to 30th November, 1898,	36		To 30th November, 1898,	14,931	
Do. in month of Dec., 1898,	—		In month of December, 1898,	16	14,949
		36			
Total	—	237,194	Total disposed of,	—	230,290

* These cases are also included in Redemption of Rent Table (In.), page 5.

† An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 30th Nov., 1898,	40,337		Rents fixed— By Chief Commission to 30th November, 1898,	379	
Applications received in month of December, 1898,	810		" in month of Dec., 1898,	10	298
		41,147	By Sub-Commissioners to 30th November, 1898,	15,066	
			" in month of Dec., 1898,	658	15,714
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term transferred from Civil Bill Courts to 30th November, 1898,	2,324		Dismissed— To 30th November, 1898,	407	
Do. in month of December, 1898,	155		In month of December, 1898,	22	429
		2,979	Struck out— To 30th November, 1898,	3,663	
			In month of December, 1898,	154	3,800
			Withdrawn*— To 30th November, 1898,	588	
			In month of December, 1898,	16	602
Total,	—	44,126	Total disposed of,	—	20,843

* An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) Out of Court.

FIRST STATUTORY TERM.

Agreements out of Court, in Form 44, fixing Fair Rent to 30th November, 1898,	124,595
Do., do. in month of December, 1898,	384
Total,	124,979

SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing Fair Rent for a Second Statutory Term to 30th November, 1898,	11,447
Do., do. in month of December, 1898,	745
Total,	12,192

II.—MISCELLANEOUS ORIGINATING NOTICES.†

Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.): Applications received to 30th November, 1898,	1,736		Number disposed of to 30th Nov., 1898,	2,584
Applications received in month of December, 1898,	6		" in month of December, 1898,	5
		1,732		
Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.) transferred from Civil Bill Courts to 30th Nov., 1898,	40			
Do. in month of December, 1898,	1			
		41		
Applications by Leaseholders to be declared Tenants of present Tenancies (Form 33) received to 30th November, 1898,	1,062			
Applications in month of December, 1898,	—			
		1,062		
Total,	—	2,835	Total disposed of,	2,589

† The first notice of application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of lease, or any other question which the Court has jurisdiction to decide under the Act is termed an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTEE TO HAVE LEASE OR GRANT ANNULLLED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW (IRELAND) ACT, 1887,"—SEC. 2.)—FORM 80.

Number of Applications received to 23rd February, 1888,*	55	Leases or Grants declared void to 30th Nov., 1898, .	22	
		" in month of Dec., 1898, .	—	22
		Applications dismissed or struck out to 30th Nov., 1898, .	20	
		" in month of Dec., 1898, .	—	30
		Applications withdrawn or compromised to 30th Nov., 1898, .	3	
		" in month of Dec., 1898, .	—	3
Total,	55	Total disposed of, .	—	55

* The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1898.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 38.

Number of Applications received to 30th Nov., 1898, .	19		Applications granted to 30th November, 1898, .	5	
" in month of Dec., 1898, .	—	19	" in month of Dec., 1898, .	—	5
" Transferred from Civil Bill Courts to 30th November, 1898, .	3		Applications dismissed or struck out to 30th Nov., 1898, .	10	
" in month of Dec., 1898, .	—	3	" in month of Dec., 1898, .	—	10
			Applications withdrawn to 30th November, 1898, .	3	
			" in month of Dec., 1898, .	—	3
Total,	—	22	Total disposed of, .	—	18

V.—PROCEEDINGS UNDER THE LABOURERS (IRELAND) ACTS, 1883-1891.

Applications received to 30th Nov., 1898, .	4,350	Rents fixed to 30th Nov., 1898, .	3,844	
" in December, 1898, .	—	" in December, 1898, .	—	3,844
		Applications dismissed, struck out, and withdrawn to 30th Nov., 1898, .	399	
		" in December, 1898, .	—	399
Total,	4,350	Total disposed of, .	—	4,243

VI.—APPEALS TO FAIR RENTS, &c.

FIRST STATUTORY TERM.

Number of Appeals lodged to 30th Nov., 1898,	48,540	Number heard to 30th November, 1898,	24,338	
" in month of December, 1898,	106	" in month of December, 1898,	67	24,405
		Number dismissed or struck out to 30th Nov., 1898,	801	
		" in month of December, 1898,	—	801
		Number withdrawn to 30th November, 1898,	21,366	
		" in month of December, 1898,	47	21,413
		Total Number disposed of,	—	46,619
		Remaining to be disposed of,	—	2,027
Total,	48,646	Total,	—	48,646

SECOND STATUTORY TERM.

Number of Appeals lodged during Second Statutory Term to 30th November, 1898,	8,894	Number heard to 30th Nov., 1898,	2,138	
" in month of December, 1898,	309	" in month of December, 1898,	184	2,322
		Number dismissed or struck out to 30th Nov., 1898,	—	
		" in month of December, 1898,	—	—
		Number withdrawn to 30th Nov., 1898,	967	
		" in month of December, 1898,	101	1,038
		Total Number disposed of,	—	3,390
		Remaining to be disposed of,	—	5,894
Total,	9,194	Total,	—	9,194

VII.—PURCHASE OF LAND (IRELAND) ACTS, 1885 & 1886.

	Number.	Amount.
Loans applied for to 30th November, 1898,	25,636	£ 11,422,028
" in month of December, 1898,	—	—
	25,636	11,422,028
Deduct Applications refused,	3,809	1,459,077
	25,827	9,992,951
Loans sanctioned to 30th November, 1898,	25,827	9,992,951
Loans sanctioned in month of December, 1898,	—	—
	25,827	9,992,951
Loans issued to 30th November, 1898,	25,366	9,992,477
Loans issued in month of December, 1898,	—	—
	25,366	9,992,477

VIII.—PURCHASE OF LAND (IRELAND) ACTS, 1891, 1896.

	Number.	Amount.	Number.	Amount.
		£		£
Loans applied for to 30th November, 1898,	20,577	6,408,169		
" in December, 1898,	471	193,156	21,048	6,599,325
Loans applied for in cases of Purchase of Estates (Section 5, Act, 1895), to 30th November, 1898,	2,892	749,742		
Less applications since withdrawn,	2	136		
	2,890	749,606		
Loans applied for in December, 1898,	1	161	2,891	749,767
Loans applied for (Section 40, Act, 1896), to 30th Nov., 1898,	320	91,182		
Less an application included in a previous return in error,	1	250		
	319	90,932		
Loans applied for in December, 1898,	30	3,775	349	94,707
Total number of Loans applied for to 31st December, 1898,	—	—	24,388	7,443,790
Less applications refused to 31st December, 1898,	813	355,784		
" " in cases of Purchase of Estates (Section 5, Act, 1895), to 31st December, 1898,	900	371,120		
" " (Section 40, Act, 1896) to 31st December, 1898,	—	—	1,772	626,904
Loans sanctioned to 30th November, 1898,	17,100	5,270,775	22,516	6,816,595
" in December, 1898,	436	223,224	17,736	5,494,009
Loans sanctioned in cases of Purchase of Estates (Section 5, Act, 1895), to 30th Nov., 1898,	1,855	510,306		
" in December, 1898,	24	1,724	1,979	512,030
" (Section 40, Act, 1896), to 30th Nov., 1898,	319	90,932		
" in December, 1898,	30	3,775	349	94,707
Total number of Loans sanctioned to 31st December, 1898,	—	—	20,661	6,100,746
Less applications rescinded by Order of Court to 31st December, 1898,	149	37,050		
" in cases of Purchase of Estates (Section 5, Act, 1895), to 31st December, 1898,	127	53,159		
" (Section 40, Act, 1896), to 31st Dec., 1898,	—	—	22	110,899
Loans issued to 30th November, 1898,	12,855	3,948,935	19,778	5,989,237
" in December, 1898,	336	161,597	13,213	4,104,842
" in cases of Purchase of Estates (Section 5, Act, 1895), to 30th November, 1898,	1,749	445,201		
" in December, 1898,	—	—	1,749	445,201
" (Section 40, Act, 1896), to 30th Nov., 1898,	319	90,932		
" in December, 1898,	30	3,775	349	94,707
" in cases under the Redemption of Rent Act, to 30th Nov., 1898,	79	78,069		
" in December, 1898,	—	—	79	78,069
" pursuant to sec. 43 of the Land Law (Ireland) Act, 1896, to 30th Nov., 1898,	4	15,782		
" in December, 1898,	—	—	4	15,782
			1,5294	4,738,621

IX.—REDEMPTION OF RENT (IRELAND) ACT, 1891.

Applications received to 30th Nov., 1898, . . .	1,368	Number of cases in which Consents to Redemption of Rent have been received and cases treated as Agreements to Purchase to 30th November, 1898, . . .	166	
„ in Dec 1898, . . .	4	Number received in December, 1898, . . .	—	166
		Number of cases in which no Consents were received and which were treated as applications to fix Fair Rents* to 30th November, 1898, . . .	1,173	
		Number of cases in which time had expired for receiving consents in month of December, 1898, . . .	15	1,188
		Number of cases in which applications have been received but where time for lodgments of consent has not expired, . . .	—	1,203
Total, . . .	1,372	Total, . . .	—	1,372

* Applications treated as Fair Rent cases are also included in Fair Rent Table (c) page 3.

CIVIL BILL COURTS.

MONTH OF DECEMBER, 1898.

Summary of Proceedings under "The Land Law Acts," as notified to the Irish Land Commission, up to the 31st day of December, 1898.

I.—FAIR RENT.

(a.) In Court.

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 30th November, 1898, . . .	31,730	Rents fixed to 30th Nov., 1898, in month of December, 1898, . . .	17,840	
Applications received in month of December, 1898, . . .	98	„ in month of December, 1898, . . .	10	17,940
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed to 30th November, 1898, . . .	4,334	Applications dismissed or struck out to 30th Nov., 1898, . . .	3,994	
Applications received in month of December, 1898, . . .	7	„ in month of December, 1898, . . .	5	3,999
Applications to fix Fair Rents in Civil Bill Courts under sec. 6 "Land Law (Ireland) Act, 1887," when an ejectment is pending, to 30th Nov., 1898, . . .	2,513	Applications withdrawn* to 30th November, 1898, . . .	494	
Applications received in month of December, 1898, . . .	1	„ in month of December, 1898, . . .	—	494
Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," to 30th November, 1898, . . .	99	Applications transferred to Irish Land Commission Court to 30th Nov., 1898, . . .	11,774	
Applications received in month of December, 1898, . . .	—	„ in month of December, 1898, . . .	27	11,801
Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," transferred to the Irish Land Commission to the 30th Nov., 1898, . . .	—	Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," transferred to the Irish Land Commission to the 30th Nov., 1898, . . .	36	
Applications received in month of December, 1898, . . .	—	„ in month of December, 1898, . . .	—	36
Total, . . .	—	Total disposed of, . . .	—	34,280

* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred where applications to withdraw are made, that a rent has been agreed upon between the parties.

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 30th November, 1898,	5,308	Rents fixed to 30th Nov., 1898,	1,022	1,042
		" in month of Dec., 1898,	20	
Applications received in month of December, 1898,	411	Applications dismissed or struck out to 30th Nov., 1898,	89	94
		" in month of December, 1898,	5	
		Applications withdrawn* to 30th Nov., 1898,	66	66
		" in month of December, 1898,	—	
		Applications transferred to Irish Land Commission, to 30th Nov., 1898,	2,824	2,979
		" in month of December, 1898,	155	
Total,	5,709	Total disposed of,	—	4,181

* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b) Out of Court.

FIRST STATUTORY TERM.

Agreements out of Court, in Form No. 44, fixing Fair Rent to 30th November, 1898,	7,394
Do, do, in month of December, 1898,	—
Total,	7,394

SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing a Fair Rent for a Second Statutory Term, received to 30th November, 1898,	67
Do, do, in month of December, 1898,	1
Total,	68

II.—MISCELLANEOUS ORIGINATING NOTICES.*

Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.): Applications received to 30th November, 1898,	615	617	Number disposed of to 30th November, 1898,	320	337
Applications received in month of December, 1898,	2		" in month of Dec., 1898,	1	
Applications by Leaseholders to be declared Tenants of present Tenancies (Form 33) received to 30th November, 1898,	3	3	Transferred to Irish Land Commission Court to 30th Nov., 1898,	37	37
Applications received in month of December, 1898,	—		Transferred in month of Dec., 1898,	—	
Total,	—	620	Total disposed of,	—	374

* The first notice of application to the Court, seeking its decision upon the true value of a tenancy, fair rent, evidence of leases, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTEE TO HAVE LEASE OR GRANT EXECUTED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW (IRELAND) ACT, 1887,"—SEC. 2).—FORM 80.

Number of Applications received to 23rd February, 1898,*	6	Leases or Grants declared void to 30th Nov., 1898, .	—	
		" in month of Dec., 1898,	—	
		Applications dismissed or struck out to 30th Nov., 1898, .	6	
		" in month of Dec., 1898,	—	6
		Applications withdrawn or compromised to 30th Nov., 1898, .	—	
		" in month of Dec., 1898,	—	
		Applications transferred to Irish Land Commission Court to 30th Nov., 1898, .	—	
		" in month of Dec., 1898,	—	
Total,	6	Total disposed of,	—	6

* The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1898.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 38.

Number of Applications received to 30th November, 1898, .	22	Applications granted to 30th Nov., 1898, .	3	
" in month of December, 1898, .	—	" in month of Dec., 1898,	—	3
		Applications dismissed or struck out to 30th Nov., 1898, .	4	
		" in month of Dec., 1898,	—	4
		Applications withdrawn to 30th Nov., 1898, .	1	
		" in month of Dec., 1898,	—	1
		Applications transferred to Irish Land Commission Court to 30th Nov., 1898, .	3	
		" in month of Dec., 1898,	—	3
Total,	22	Total disposed of,	—	11

Irish Land Commission, }
7th March, 1899. }

JOHN H. FRANKS.